

# Formal Action # 13991

IN THE CHANCERY COURT OF DAVIDSON COUNTY, TENNESSEE  
FOR THE TWENTIETH JUDICIAL DISTRICT AT NASHVILLE

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STATE OF TENNESSEE,  
Petitioner,

v.

DIRECTV, INC.,  
a foreign corporation  
Respondent.

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## **AGREED ORDER**

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This cause came to be heard on the State of Tennessee's Petition and the parties' Assurance of Voluntary Compliance, and the Court is of the opinion that the Assurance of Voluntary Compliance should be approved. It is therefore

ORDERED, ADJUDGED, and DECREED that the Assurance of Voluntary Compliance annexed hereto and incorporated herein by reference be, and the same hereby is, APPROVED, and it is further

ORDERED, ADJUDGED, and DECREED that Respondent shall comply with the terms thereof unless rescinded by agreement of the parties or voided by the Court for good cause shown.

It is further ORDERED, ADJUDGED, and DECREED as follows:

(A) Jurisdiction of this Court over the subject matter herein and over the person of the Respondent for the purposes of entering into and enforcing this Agreed Order and the Assurance as regards Tennessee consumers is admitted. Jurisdiction is retained by this Court for the purpose of enabling the State to apply such further orders and directions as may be necessary or appropriate for the enforcement of this Agreed Order and Assurance. Pursuant to Tenn. Code Ann. § 47-18-107, venue as to all matters between the parties relating hereto or arising out of this Agreed Order and Assurance is solely in the Chancery Court of Davidson County, Tennessee.

(B) As required in the Assurance and Agreed Order, Respondent shall provide to the Attorney General a check made payable to the State of Tennessee in the amount of Twenty-eight Thousand and 00/100 dollars (\$28,000.00). Of this payment, Twenty Thousand Dollars (\$20,000.00) shall be designated for attorneys' fees and costs of investigation, prosecution and monitoring for compliance of this matter, and may be used for consumer protection purposes at the sole discretion of the Attorney General. Eight Thousand Dollars (\$8,000.00) shall be designated to fund a consumer education project selected at the sole discretion of the Director of the Division of Consumer Affairs.

(C) If Respondent is unable to locate Tennessee consumers entitled to restitution under Paragraph 13(c) of the Assurance or unable to locate Tennessee consumers entitled to restitution under Paragraph 13(b) after having submitted a claim form, funds due such consumers shall be treated as unclaimed property in the possession of the State of Tennessee pursuant to the Uniform Disposition of Unclaimed Property Act, Tenn. Code Ann. 66-29-101, et seq. These funds may be delivered to the Treasurer prior to the statutory due date. Respondent shall provide all information necessary to the State Treasurer's office to appropriately handle such funds as unclaimed property as set forth by statute and regulation.

(D) Respondent hereby waives any and all rights it may have to be heard in connection with the filing of the Petition, Assurance and Agreed Order.

(E) No costs shall be taxed against the State as provided by Tenn. Code Ann. § 47-18-116. Costs have been paid by Respondent.

IT IS SO ORDERED.

Chancellor

